

Notice of Allowability

Application No.

10/593,888

Examiner

Paul A. Chenevert

Applicant(s)

MCLAUGHLIN ET AL.

Art Unit

3612

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to the application filed 21SEP06.
2. ☒ The allowed claim(s) is/are 1-17.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☐ All b) ☐ Some* c) ☐ None of the:
 1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
 5. ☒ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
 - (b) ☒ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☒ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☒ Information Disclosure Statements (PTO/SB/08),
Paper No./Mail Date 2006 09 21
4. ☐ Examiner's Comment Regarding Requirement for Deposit
of Biological Material
5. ☐ Notice of Informal Patent Application
6. ☒ Interview Summary (PTO-413),
Paper No./Mail Date 2007 11 19
7. ☒ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other _____

EXAMINER'S AMENDMENT

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

2. Authorization for this examiner's amendment was given in a telephone interview with Robin W. Asher on 19NOV07.

3. The application has been amended as follows:

Paragraph 24:

Line 8, "U.S. Application No. 2004/0026951" has been changed to --U.S. Patent No. 6,837,530--.

Paragraph 25:

Lines 1, 5 & 6, "front legs 54" has been changed to --front legs 52--.

Line 8, "first end 61" has been changed to --second end 61--.

Line 9, "second end 63" has been changed to --first end 63--.

Paragraph 27:

Lines 4 & 6, "first end 66" has been changed to --second end 66--.

Lines 5 & 7, "second end 70" has been changed to --first end 70--.

Paragraph 29:

Line 2, "therein" has been changed to --on a second end 102--.

Paragraph 30:

Line 3, "seat cushion frame 56" has been changed to --seat cushion frame 36--.

Paragraph 32:

Line 7, "link fourth member 116" has been changed to --fourth link member 116--.

Paragraph 36:

Line 2, "65engages" has been changed to --65 engages--.

Claim 1:

Line 6, "a floor" has been changed to --the floor--.

Claim 3:

Line 1, "claim 2" has been changed to --claim 11--.

Claim 4:

Line 1, "claim 3" has been changed to --claim 2--.

4. The following changes to the drawings have been approved by the examiner and agreed upon by applicant:

- a. The torsion spring (112), fourth link member (116) and the extension spring (128) should be removed from Figure 5 since they are all parts of the second embodiment.
- b. The spring (106) should be shown in Figure 5 joined between the rear pin (98) and some point along the linear portion (96) of the second link member (84); see Figures 6-8 for further examples).
- c. The lead line for reference number 90 in Figure 5 should be moved to touch the second end of the second link member (84); see Figure 8 for reference.
- d. The spring (106) should be redrawn in Figures 6 & 7 as extending straight. Somehow the spring is illustrated as extending curvilinear along the link members, yet

there is no description in the specification of such forcing of the spring to extend non-linearly.

- e. The lead line for reference number 62 in Figure 7 should be moved to touch the lost motion slot of the third link member (88); see Figure 8 for reference.
 - f. Reference number 114 illustrating the pivot should be added to Figures 9, 10, 12 & 13; see Figure 11 for reference.
 - g. The lead line for reference number 120 should be moved to touch the bore in Figures 9, 12 & 13; see Figure 10 for reference.
 - h. In Figure 12, one of the reference numbers 36 should be deleted.
5. In order to avoid abandonment of the application, applicant must make these above agreed upon drawing changes.
6. The following is an examiner's statement of reasons for allowance: the prior art does not show or make obvious Applicant's three member linkage system connected between the rear legs and the front legs.
7. Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."
8. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Paul A. Chenevert whose telephone number is 571-272-6657. The examiner can normally be reached on Mon-Fri (8:30-5:00).

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If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Glenn D. Dayoan can be reached on 571-272-6659. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

Paul A. Chenevert
Examiner
Art Unit 3612

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19NOV07



12/3/07

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